IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE.

WRIT PETITION NO. 3224 OF 2006.

Manohar G. Behere ... Petitioner.
V/s.
The Shree Suvarna Sahakari
Bank Ltd. & ors. ... Respondents.

Shri N.P.Deshpande for the petitioner.

Shri K.B. Tembe for respondent No.1.

CORAM : V.C.DAGA, J.

DATED : 18.9.2006.

P.C. :

. Since the condition attached to the ad-interim relief, while passing order dated 10th July 2006 has not been complied, ad-interim relief granted in favour of the petitioner and against the respondents stands vacated.

2. This petition is directed against the order dated 4.1.2006 passed by the Maharashtra State Co-operative Court,Mumbai, Bench at Pune, in Appeal No. 98 of 2004, whereby appeal filed by the petitioner came to be dismissed.

3. The photostat copies of the documents which are produced on record along with affidavit dated 24.8.2006 which was produced before this Court unequivocally go to show that the petitioner had signed the loan documents in his capacity as

guarantor as well as in his individual capacity. Petitioner was, therefore, rightly fastened with liability. No case is made out to interfere with the impugned order. Petition is, therefore, dismissed in limine with no order as to costs.

(V.C.DAGA,J.)